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7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA, ) No. CR 08-00040-JF  
12 )  
Plaintiff, )  
13 v. ) **STIPULATION TO CONTINUE**  
 ) **STATUS HEARING**  
14 DONALD RAY WILLIAMS, )  
 )  
15 Defendant. )  
16 \_\_\_\_\_ )

17 **STIPULATION**  
18

19 Defendant and the government, through their respective counsel, hereby stipulate that,  
20 subject to the court's approval, the status hearing in the above-captioned matter, presently  
21 scheduled for Wednesday, May 28, 2007, at 9:00 a.m., may be continued to Wednesday, June 25,  
22 2008, at 9:00 a.m. The continuance is requested by the defense to permit it to continue to  
23 investigate a number of issues, including not but limited to interviewing various potential  
24 witnesses, consultation with an arson expert, the gathering of mental health records, the gathering  
25 of records regarding prior convictions, an opportunity to view and analyze a video surveillance  
26 tape/DVD mentioned in the discovery, and the possible retention and consultation with a DNA

1 expert.

2 The parties further agree and stipulate that time should be excluded from and including  
3 May 28, 2007 through and including June 25, 2008, to provide counsel reasonable time to  
4 prepare, pursuant to Speedy Trial Act, 18 U.S.C. §3161(h)(8)(A) and (B)(iv). Accordingly, the  
5 United States and the defendant agree that granting the requested exclusion of time will serve the  
6 interest of justice and outweigh the interest of the public and defendant in a speedy trial.

7  
8 Dated: May 9, 2008

9 /s/  
MANUEL U. ARAUJO  
Assistant Federal Public Defender

10  
11 Dated: May 9, 2008

12 /s/  
GARY FRY,  
Assistant United States Attorney